



FOREIGN AFFAIRS MANUAL

VOLUME 9 – Visas

Change Transmittal: VISA-2326

Date: September 11, 2015

9 FAM 42.33 NOTES

1. Summary of Changes

This CT adds the following paragraph to section N4.2, Chargeability.

A principal registrant born in a country, which is among those for which Diversity Visas are available, may derive a more favorable foreign state of chargeability from an accompanying alien spouse. For example, a principal applicant from a DV eligible country from a high-admission region may claim a more favorable chargeability from a spouse, who is from a DV eligible country from a low-admission region, provided the relationship was established prior to submitting the DV entry. In such instances, however, both applicants are considered principal applicants for the purpose of cross-chargeability and must be issued visas and apply for admission to the United States simultaneously.

2. If this issuance changed less than half the words, we formatted the changed text in *dark magenta italic*. If this issuance changed more than half the words, we did not use *dark magenta italic*. The CT line in each section shows when that section last changed.
3. Officers are reminded that Department-issued materials not codified in the Foreign Affairs Manual or its supplemental Foreign Affairs Handbook series generally have no regulatory validity (see 2 FAM 1111.1).
4. **CA/VO/L/R** is the office responsible for the material in this subchapter; direct questions concerning content substance and interpretation to this office. For administrative questions on the Foreign Affairs Manual and Handbooks, contact the Office of Directives Management (A/GIS/DIR).

Filing Instructions for Paper Copies

1. Remove and discard the old 9 FAM 42.33 Notes (CT:VISA-2208; 10-22-2014) and insert the new (CT:VISA-2326; 09-11-2015).
2. After inserting the material in the binder, insert this change transmittal

letter immediately following the CT Checklist, then fill in the entry line for the appropriate CT and initial.

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2. All posts and offices keeping paper versions of the Foreign Affairs Manual are responsible for maintaining the FAM on a current basis (see 2 FAM 1116.5).
3. Use **KFAM** and **AINF** TAGS on **all** communications on FAM/FAH issues.